

Filed in open court 4/22/05 (ew)

FILED

IN THE UNITED STATES DISTRICT COURT

APR 22 2 21 PM '05

FOR THE DISTRICT OF DELAWARE

UNITED STATES OF AMERICA,
CLERK
U.S. DISTRICT COURT
DISTRICT OF DELAWARE
v.

JENELLE RUIZ-MARTINEZ,
Defendant.

Criminal Complaint No. 05-77M

CR05-41-1

MOTION FOR DETENTION HEARING

NOW COMES the United States and moves for the pretrial detention of the defendant, JENELLE RUIZ-MARTINEZ, pursuant to 18 U.S.C. § 3142(e) and (f). In support of the motion, the United States alleges the following:

1. **Eligibility of Case.** This case is eligible for a detention order because the case involves (**check all that apply**):

- ☐ Crime of violence (18 U.S.C. § 3156)
- ☐ Maximum sentence life imprisonment or death
- ☒ 10+ year drug offense
- ☐ Felony, with two prior convictions in above categories
- ☒ Serious risk defendant will flee
- ☐ Serious risk obstruction of justice

2. **Reason For Detention.** The court should detain defendant because there are no conditions of release which will reasonably assure (**check one or both**):

- ☒ Defendant's appearance as required
- ☒ Safety of any other person and the community

3. **Rebuttable Presumption.** The United States **will** invoke the rebuttable presumption against defendant under § 3142(e). (If yes) The presumption applies because (check one or both):

 X Probable cause to believe defendant committed 10+ year drug offense or firearms offense, 18 U.S.C. § 924(c)

 Previous conviction for "eligible" offense committed while on pretrial bond

4. **Time For Detention Hearing.** The United States requests the court conduct the detention hearing,

 At first appearance

 X After continuance of 3 days (not more than 3).

Respectfully submitted,

COLM F. CONNOLLY
United States Attorney

Date: April 22, 2005

BY:


Adam Safwat

Assistant United States Attorney